IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.3556 OF 2005

Mohd.Ahmed Ali Jamaluddin Ansari ...Applicant
vs.
The State of Maharashtra ...Respondent

Mr.S.V.Kotwal i/b Mr.Naveen Chomal for the Applicant
Ms R.M.Gadhvi, A.P.P. for State

CORAM: A.S.OKA,J.
DATE : JUNE 20,2005.

P.C.:

1. Heard Shri Kotwal appearing for the Applicant and learned A.P.P. for State. The offence alleged against the Applicant is under Sections 466,467,468,471,474,420,120-B of I.P.C. and and under Sections 3,25 and 35 of Arms Act. The applications made by the Applicant to the Sessions Court on two occasions have been rejected. While rejecting the second Application, the learned Additional Sessions Judge held that the Applicant has no permanent address in Mumbai and that the investigation is not completed. Shri Kotwal placed reliance on the Judgment and Order dated 15th June 2005 passed by this Court in Criminal Application No.3213 of 2005 and stated that the Applicant is entitled to be enlarged on bail for the reason of parity.

2. The learned A.P.P. on instructions of the concerned Officer who is stated to be present in the Court stated that the Applicant is entitled to claim parity on the basis of the aforesaid order. He submitted that the same stringent conditions may be imposed on the Applicant.

3. In view of aforesaid statements, I pass the following order :

i) The Applicant shall be enlarged on bail in connection with the C.R.NO.151 of 2004 (DCB CID-Zone IV) on the Applicant furnishing P.R.Bond in the sum of Rs.10,000/- (Rupees ten thousand only) with one or two local sureties in the like amount.

ii) The Applicant is granted bail subject to condition that the Applicant will attend the office of D.C.B.-C.I.D., Zone-IV, Mumbai on every Wednesday from 11.00 a.m. to 2.00 p.m. till the conclusion of the trial.

iii) The Bail is granted subject to the condition that the Applicant will not make any attempt directly or indirectly to influence or pressurise the prosecution witnesses and to tamper with the evidence.

iv) The Applicant will cooperate in early disposal of the trial and if the trial is delayed due to any default on the part of the Applicant, the same may be a ground for cancellation of the bail.

v) Application is disposed of in above terms.

. Parties to act upon an authenticated copy of this order.

JUDGE